

Julia Basile

Plaintiff(s)/Petitioner(s)

vs

Arlene Valentine, Individually, Traci L. Horwedel, Individually, Walter Spagnola, Individually, et al., Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

, SS.:

, being duly sworn deposes and says deponent is not a party herein,  
is over the age of eighteen years and resides in the State of New York. That on Aug 21-2008 at 3:45 P M  
at 200 Southern Blvd Albany, N.Y deponent (did) serve the within  
Summons, First Amended Complaint and Electronic Filing Rules

on: Arlene Valentine Defendant (herein called recipient) therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☐ A corporation, by delivering thereat a true copy of each to personally; deponent knew said corporation so served to be the corporation; described in same as said recipient and knew said individual to be thereof.

Service was made in the following manner after your deponent was unable; with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone, (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON ☒ By delivering a true copy of each to PEY ANUNZIATTA (OFFICE MANAGER) a person of suitable age and discretion. Said premises is recipient's ☒ actual place of business ☐ dwelling house (usual place of abode) within the state

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

#5 MAILING COPY ☒ On Aug 22-2008 deponent completed service under the last two sections by depositing a copy of the SAME AS ABOVE to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the 21st day of Aug 2008 at 3:45 pm  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

#6 NON-SERVICE ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:  
☐ Unknown at Address ☐ Evading ☐ Moved left no forwarding ☐ Address does not exist ☐ Other

#7 DESCRIPTION ☒ A description of the Defendant, or other person served, on behalf of the Defendant is as follows:  
(use with #1, 2 or 3) Sex F Color of skin White Color of hair Blonde Approx. Age 40-50 Approx. Height 5'9 Approx. weight 170 Other GLASSES

#8 WIT. FEES ☐ \$ \_\_\_\_\_ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

22nd day of August, 2008  
[Signature]  
Notary Public

Paul D Jones  
NANCY L. GORDON  
Notary Public, State of New York  
Qualified in Rensselaer County  
Reg. No. 01G04503730  
Commission Expires June 30, 2011

Julia Basile

Plaintiff(s)/Petitioner(s)

vs

Arlene Valentine, Individually, Traci L. Horwedel, Individually, Walter Spagnola, Individually, et al. Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

, SS.:

, being duly sworn deposes and says deponent is not a party herein,  
is over the age of eighteen years and resides in the State of New York. That on Aug 21- 2008 at 3:45 P M  
at 200 Southern Blvd Albany, N.Y deponent (did) did not serve the within  
Summons, First Amended Complaint and Electronic Filing Rules

on: Traci L. Horwedel Defendant (herein called recipient) therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☐ A corporation, by delivering thereat a true copy of each to personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be thereof.

Service was made in the following manner after your deponent was unable, with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone; (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON ☒ By delivering a true copy of each to Reg ANUNZIATTA (OFFICE MANAGER) a person of suitable age and discretion. Said premises is recipient's ☒ actual place of business ☐ dwelling house (usual place of abode) within the state.

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

#5 MAILING COPY ☒ On Aug 22- 2008 deponent completed service under the last two sections by depositing a copy of the SAME AS ABOVE to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the 21st day of Aug 2008 at 3:45 pm  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

#6 NON-SERVICE ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:  
☐ Unknown at Address ☐ Evading ☐ Moved left no forwarding ☐ Address does not exist ☐ Other

#7 DESCRIPTION ☒ A description of the Defendant, or other person served, on behalf of the Defendant is as follows:  
(use with #1, 2 or 3) Sex F Color of skin White Color of hair Blonde Approx. Age 40-50 Approx. Height 5'4 Approx. weight 170 Other GLASSES

#8 WIT. FEES ☐ \$ \_\_\_\_\_ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

22nd day of August 2008  
Paul D Jones  
Notary Public

NANCY L. GORDON  
Notary Public, State of New York  
Qualified in Rensselaer County  
Reg. No. 01GO4503730  
Commission Expires June 30, 2011

Invoice-Work Order # 0816041

STATE OF NEW YORK UNITED STATES DISTRICT COURT SOUTHERN DISTRICT  
DOCUMENTS SERVED WITH INDEX#: 08CIV.7264 AND FILED ON 8/15/2008

JULIA BASILE

Vs.

ARLENE VALENTINE, ET AL

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF: NEW YORK

COUNTY OF WESTCHESTER

SS

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 8/25/2008 at 11:10AM, deponent did serve the within process as follows:

Process Served: SUMMONS, AMENDED COMPLAINT AND ELECTRONIC FILING RULES

Party Served: WALTER SPAGNOLA

(herein called recipient)  
therein named.At Location: THRUWAY AUTHORITY  
ROUTE 9  
TARRYTOWN NY

By delivering to and leaving with STEVEN PRYOR, CLERK a person of suitable age and discretion. Said premises is recipient's ☒ actual place of business ☐ dwelling house (usual place of abode) within the state.

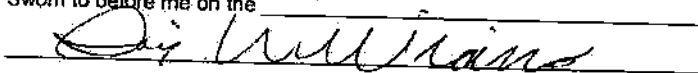
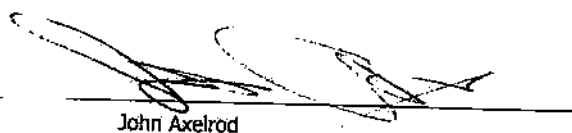
On 8/26/08, deponent completed service by depositing a copy of the  
SUMMONS, AMENDED COMPLAINT AND ELECTRONIC FILING RULES

to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex	<u>M</u>	Color of Skin	<u>BLACK</u>	Color of Hair	<u>BALD</u>
Age	<u>35/45</u>	Height	<u>5'10"</u>	Weight	<u>200</u>
Other Features					

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he was not

Sworn to before me on the 8/26/2008



John Axelrod

Server's License#:

**GAIL WILLIAMS**  
Notary Public, State of New York  
No: 4665052  
Qualified in Westchester County  
Commission Expires September 30, 2010

Julia Basile

Plaintiff(s)/Petitioner(s)

vs

Arlene Valentine, Individually, Traci L. Horwedel, Individually, Walter Spagnola, Individually, et al. Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

SS.:

being duly sworn deposes and says deponent is not a party herein,  
is over the age of eighteen years and resides in the State of New York. That on Aug 21-2008 at 3:45 PM  
at 200 Southern Blvd ALBANY, N.Y deponent (did) serve the within  
Summons, First Amended Complaint and Electronic Filing Rules

on: Ramesh Meheta Defendant (herein called recipient) therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☐ A                                  corporation, by delivering thereat a true copy of each to                                  personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be                                  thereof.

Service was made in the following manner after your deponent was unable, with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone, (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON ☒ By delivering a true copy of each to Reg ANUNZIATA OFFICE MANAGER is recipient's ☒ actual place of business ☐ dwelling house (usual place of abode) within the state

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

#5 MAILING COPY ☒ On Aug 22-2008 deponent completed service under the last two sections by depositing a copy of the SAME AS ABOVE to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the 21st day of Aug 2008 at 3:45 PM  
on the            day of            at             
on the            day of            at             
on the            day of            at           

#6 NON-SERVICE ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:  
☐ Unknown at Address ☐ Evading ☐ Moved left no forwarding ☐ Address does not exist ☐ Other

#7 DESCRIPTION ☒ A description of the Defendant, or other person served, on behalf of the Defendant is as follows:  
(use with #1, 2 or 3) Sex F Color of skin White Color of hair Blonde Approx. Age 40-50 Approx. Height 5'9 Approx. weight 170 Other GLASSES

#8 WIT. FEES ☐ \$                                  the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

22nd day of August 2008  
[Signature]  
Notary Public

[Signature]  
NANCY L. GORDON  
Notary Public, State of New York  
Qualified in Rensselaer County  
Reg. No. 01GO4508730  
Commission Expires June 30, 2011

Invoice-Work Order # 0816042



Julia Basile

Plaintiff(s)/Petitioner(s)

vs

Arlene Valentine, Individually, Traci L. Horwedel, Individually, Walter Spagnola, Individually, etal. Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

, SS.:

, being duly sworn deposes and says deponent is not a party herein,  
is over the age of eighteen years and resides in the State of New York. That on Aug 21-2008 at 3:45 p M  
at 200 Southern Blvd Albany, N.Y deponent (did) did not serve the within  
Summons, First Amended Complaint and Electronic Filing Rules

on: John L. Bruno Defendant (herein called recipient) therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☐ A corporation, by delivering thereat a true copy of each to personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be thereof.

Service was made in the following manner after your deponent was unable, with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone, (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON ☒ By delivering a true copy of each to RES. APUNZIATTA (OFFICE MANAGER) a person of suitable age and discretion. Said premises is recipient's (X) actual place of business [ ] dwelling house (usual place of abode) within the state

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's [ ] actual place of business [ ] dwelling house (usual place of abode) within the state.

#5 MAILING COPY ☒ On Aug 22-2008 deponent completed service under the last two sections by depositing a copy of the SAME AS ABOVE to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the 21st day of Aug 2008 at 3:45pm  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

#6 NON-SERVICE ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:  
[ ] Unknown at Address [ ] Evading [ ] Moved left no forwarding [ ] Address does not exist [ ] Other

#7 DESCRIPTION ☒ A description of the Defendant, or other person served, on behalf of the Defendant is as follows:  
(use with #1, 2 or 3) Sex F Color of skin white Color of hair Blonde Approx. Age 40-50 Approx. Height 5'9 Approx. weight 170 Other GLASSES

#8 WIT. FEES ☐ \$ \_\_\_\_\_ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

22nd day of August, 2008  
[Signature]  
Notary Public

Paul D Jones  
NANCY L. GORDON  
Notary Public, State of New York  
Qualified in Rensselaer County  
Reg. No. 01GO4503730  
Commission Expires June 30, 2011

Julia Basile

Plaintiff(s)/Petitioner(s)

vs

Arlene Valentine, Individually, Traci L. Horwedel, Individually, Walter Spagnola, Individually, etal. Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

, SS.:

, being duly sworn deposes and says deponent is not a party herein,  
is over the age of eighteen years and resides in the State of New York. That on Aug 21-2008 at 3:45 PM  
at 200 Southern Blvd ALBANY, N.Y deponent (did) (did not) serve the within  
Summons, First Amended Complaint and Electronic Filing Rules

on: Michael R. Fleischer Defendant (herein called recipient) therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☐ A                                  corporation, by delivering thereat a true copy of each to                                  personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be                                  thereof.

Service was made in the following manner after your deponent was unable, with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone, (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON ☒ By delivering a true copy of each to Reg ANUNZIATA (OFFICE MANAGER) is recipient's ☒ actual place of business ☐ dwelling house (usual place of abode) within the state. Said premises

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

#5 MAILING COPY ☐ On                                  deponent completed service under the last two sections by depositing a copy of the to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the 21st day of Aug 2008 at 3:45 pm  
on the                  day of                  at                   
on the                  day of                  at                   
on the                  day of                  at                 

#6 NON-SERVICE ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:  
☐ Unknown at Address ☐ Evading ☐ Moved left no forwarding ☐ Address does not exist ☐ Other

#7 DESCRIPTION ☒ A description of the Defendant, or other person served, on behalf of the Defendant is as follows:  
(use with #1, 2 or 3) Sex F Color of skin white Color of hair Blonde Approx. Age 40-50 Approx. Height 5'9 Approx. weight 170 Other GLASSES

#8 WIT. FEES ☐ \$                  the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

22nd day of August 2008  
[Signature]  
Notary Public

NANCY L. GORDON  
Notary Public, State of New York  
Qualified in Rensselaer County  
Reg. No. 01GO4503730  
Commission Expires June 30, 2011

Paul D Jones

Julia Basile

Plaintiff(s)/Petitioner(s)

vs

Arlene Valentine, Individually, Traci L. Horwedel, Individually, Walter Spagnola, Individually, et al. Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

SS.:

, being duly sworn deposes and says deponent is not a party herein,  
is over the age of eighteen years and resides in the State of New York. That on Aug 21-2008 at 3:45 p.m.  
at 200 Southern Blvd Albany, N.Y. deponent (did) did not serve the within  
Summons, First Amended Complaint and Electronic Filing Rules

on: New York State Thruway Authority, Defendant (herein called recipient) therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. ☒ A XXX corporation, by delivering thereat a true copy of each to Peg ANUNZIATA personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be OFFICE MANAGER, Legal Dep thereof.

Service was made in the following manner after your deponent was unable, with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone, (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON ☐ By delivering a true copy of each to \_\_\_\_\_ a person of suitable age and discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.

#5 MAILING COPY ☐ On \_\_\_\_\_ deponent completed service under the last two sections by depositing a copy of the to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the 21st day of Aug 2008 at 3:45 pm  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_

#6 NON-SERVICE ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:  
☐ Unknown at Address ☐ Evading ☐ Moved left no forwarding ☐ Address does not exist ☐ Other

#7 DESCRIPTION ☒ A description of the Defendant, or other person served, on behalf of the Defendant is as follows:  
(use with #1, 2 or 3) Sex F Color of skin white Color of hair blonde Approx. Age 40-50 Approx. Height 5'9 Approx. weight GLASSES Other \_\_\_\_\_

#8 WIT. FEES ☐ \$ \_\_\_\_\_ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

22nd day of August, 2008  
[Signature]  
Notary Public

NANCY L. GORDON  
Notary Public, State of New York  
Qualified in Rensselaer County  
Reg. No. 01GO4503730  
Commission Expires June 30, 2011

Invoice-Work Order # 0816046

ALEXANDER, POOLE & CO., INC. • 11 NORTH PEARL STREET • ALBANY, NEW YORK, 12207